



PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

September 8, 2004  
Date

Carolyn L. Ross  
Carolyn L. Ross

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/652,993

Confirmation No. : 4012

Applicant : Vishnu K. Agarwal

Filed : August 31, 2000

Attorney Docket No.: 501082.04

Art Unit : 2815

Customer No. : 27,076

Examiner : Jose R. Diaz

Title : DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A  
CONDUCTIVE LAYER IN SAID DEVICE

**TERMINAL DISCLAIMER**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, Marcus Simon, represent that I am the attorney of record for the above-identified application. Micron Technology, Inc. ("Micron"), a corporation of the State of Delaware having a place of business at 8000 South Federal Way, Boise, Idaho 83716-9632, is the assignee and owner of the entire 100 percent interest in the instant application. Documentary evidence of chain of title from the original owner to Micron has been filed with and recorded by the United States Patent Office at Reel 9611, Frame 0494.

Micron hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of any patents granted from U.S. Patent Application Nos. 6,468,854, 6,472,264, 6,720,215, 6,479,340, 6,607,975 and 6,489,194, entitled "DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A CONDUCTIVE LAYER IN SAID DEVICE" and hereby agrees that any patent so granted

on the above-identified application shall be enforceable only for and during such period as legal title thereto and to U.S. Patent Nos. 6,468,854, 6,472,264, 6,720,215, 6,479,340, 6,607,975 and 6,489,194 is commonly owned. This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors and assigns.

No disclaimer is made for any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent Nos. 6,468,854, 6,472,264, 6,720,215, 6,479,340, 6,607,975 and 6,489,194 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a re-examination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned represents that he is an attorney of record for Micron and has the authority to execute this document on behalf of Micron. The undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.

Respectfully submitted,

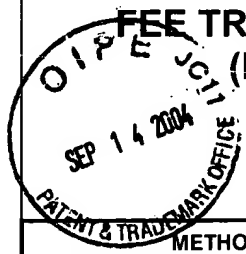
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Jul, 28/5



# FEE TRANSMITTAL SHEET (FOR FY 2004)

Complete if Known	
Application No.	09/652,993
Filing Date	August 31, 2000
First Named Inventor	Vishnu K. Agarwal
Group Art Unit	2815
Examiner	Jose R. Diaz
Atty. Docket Number	501082.04

## METHOD OF PAYMENT (Check One)

1. ☒ The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 and 1.136(a)(3) and credit any over payments to Deposit Account No.: 50-1266; Deposit Account Name: DORSEY & WHITNEY LLP

2. ☒ Check Enclosed

## FEE CALCULATION

1. BASIC FILING FEE					
Large Entity			Small Entity		
Fee Code	Fee (\$)		Fee Code	Fee (\$)	Fee Description
1001	770		2001	385	<input type="checkbox"/> Utility Filing Fee
1002	340		2002	170	<input type="checkbox"/> Design Filing Fee
1003	530		2003	265	<input type="checkbox"/> Plant Filing Fee
1004	770		2004	385	<input type="checkbox"/> Reissue Filing Fee
1005	160		2005	80	<input type="checkbox"/> Provisional Filing Fee
Subtotal (1)				\$ 0	

2. EXTRA CLAIM FEES					
Current Claims	Prior	Extra	Fee	Fee Paid	
Total	12	-	20	=	0 x \$ 18 = \$ 0
Ind.	3	-	3	=	0 x \$ 86 = \$ 0
Multiple Dependent Claims				x	\$ = \$
Subtotal (2)				\$ 0	

Large Entity			Small Entity		
Fee Code	Fee (\$)		Fee Code	Fee (\$)	Fee Description
1202	18		2202	9	Claims in excess of 20
1201	86		2201	43	Independent claims in excess of 3
1203	290		2203	145	Multiple dependent Claim
1204	86		2204	43	Reissue independent claims over original patent
1205	18		2205	9	Reissue claims in excess of 20 and over original patent

## FEE CALCULATION (Continued)

Large Entity		Small Entity		Fee Description	Fee paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - Late filing fee or oath	\$
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	\$
1053	130	1053	130	Non-English specification	\$
1812	2,520	1812	2,520	For Filing a Request for ex parte Reexamination	\$
1804	920	1804	920	Requesting publication of SIR prior to Examiner action	\$
1805	1,840	1805	1,840	Requesting publication of SIR after Examiner action	\$
1251	110	2251	55	Extension for reply within first month	\$
1252	420	2252	210	Extension for reply within 2 <sup>nd</sup> month	\$
1253	950	2253	475	Extension for reply within 3 <sup>rd</sup> month	\$
1254	1,480	2254	740	Extension for reply within 4 <sup>th</sup> month	\$
1255	2,010	2255	1,005	Extension for reply within 5 <sup>th</sup> month	\$
1401	330	2401	165	Notice of Appeal	\$
1402	330	2402	165	Filing a brief in support of an appeal	\$
1403	290	2403	145	Request for oral hearing	\$
1814	110	2814	55	Terminal Disclaimer Fee	\$ 110
1452	110	2452	55	Petition to revive - unavoidable	\$
1453	1,330	2453	665	Petition to revive - unintentional	\$
1501	1,330	2501	665	Utility/Reissue issue fee	\$
1502	480	2502	240	Design issue fee	\$
1503	640	2503	320	Plant issue fee	\$
1460	130	1460	130	Petitions to the Commissioner	\$
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	\$
1806	180	1806	180	Submission of IDS	\$
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	\$
1801	770	2801	385	Request for Continued Examination (RCE)	\$
Other fee (specify)					\$
Subtotal (3)				\$ 110	

Total Amount of Payment: \$ 110

Submitted by:

Name: Marcus Simon	Reg. No.: 50,258	Telephone: (206) 903-8800
Signature: <i>Marcus Simon</i>		Date: <i>Sept. 8, 2004</i>